

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kuramitsu, et al.                      Art Unit : 1636  
Serial No. : 09/938,901                      Examiner : Marvich, Maria  
Filed : August 24, 2001  
Title : NOVEL DNA REPAIR ENZYMES, NUCLEIC ACIDS ENCODING DNA  
REPAIR ENZYMES AND METHODS OF USING THEM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

Responsive to the Restriction Requirement mailed July 16, 2003. Applicants elect Group I (claims 1-3 and 32) and SEQ ID NO:2. This election is made without traverse.

A response to the Restriction Requirement was originally due August 16, 2003. Accordingly, this response is timely filed. Applicant believes that no fee is required for submission of this Response. However, if a fee is required, the Commissioner is authorized to deduct such fee or credit any overpayment to Deposit Account No. 06-1050.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 858 678 5070.

Respectfully submitted,

Date:

8/15/03

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4350 La Jolla Village Drive, Suite 500  
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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit

8/15/03

Signature

Nancy Grant

Typed or Printed Name of Person Signing Certificate

NANCY GRANT